

S000062
 2006, 2007, 2008

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

~~WINFIELD SMITH; DIANE COOKE~~

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Primary Contact:

~~WINFIELD SMITH~~

PO BOX 9
 GLEN ELLEN, CA 95442

Phone No. 707-996-6671 1804

Fax No.

E-mail Address:

Agent:

Address:

Phone No.

Fax No.

E-mail Address:

Source Name: ASBURY CREEK

Tributary To:

County: Sonoma

Diversion within: Section 19, T 6 N, R 6 W, MDB&M

Year of First Use: 1908

Name of Diversion works:

Assessor Parcel Number
 of the Diversion site: 054-040-078,079,080

STATE WATER RESOURCES
 CONTROL BOARD
 2009 JUN - 8 PM 1:38
 DIV. OF WATER RIGHTS
 SACRAMENTO

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: Other (explain):

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrms))

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:
N/A Gallons per minute (gpm) Gallons per day (gpd) Cubic feet per second (cfs)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:
 Gallons Million Gallons (MG) Acre-feet (AF) ☒

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006	<u>1.6</u>												<u>1.6</u>
2007	<u>1.6</u>												<u>1.6</u>
2008	<u>1.6</u>												<u>1.6</u>

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 ACRES acres; Stockwatering 3 cows/3 horses Domestic 4 People;
 Other (specify) N/A

Parcel Number(s) of Place of Use: 054-040-078,079,080

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
 (New pump, enlarged diversion dam, location of diversion, etc.)
N/A

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐
 Describe any water conservation efforts you have initiated: LANDSCAPING IS USING ZERO PHYTIC MATERIALS IN AREAS WHERE POSSIBLE, DRIP IRRIGATION IS USED IN ORCHARD & DOMESTIC GARDENS

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions: N/A
 Year (AF/MG) Year (AF/MG) Year (AF/MG)

EWREMS/cm
 6/26/09

Reduction in consumptive use: N/A
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO X

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion: N/A
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: N/A

Amount of substitute water supply used:
Year _____ (AF/MG) Year N/A (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO N/A

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used: N/A

Year _____ (AF/MG) Year N/A (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 5-10-09, 20____ at Glen Ellen, California

SIGNATURE: Patricia Smith

PRINTED NAME: PATRICIA Smith

(first name)

(middle initial)

(last name)

COMPANY NAME: N/A

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

S000062

2004, 2005, 2006

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **WINFIELD SMITH**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING
WINFIELD SMITH
PO BOX 9
GLEN ELLEN, CA 95442

STATEMENT NO.:
CONTACT PHONE NO.

S000062
(707) 996-9871

Source Name: **ASBURY CREEK**
Tributary To: **SONOMA CREEK**
County: **Sonoma**
Diversion Within: 1/4 of 1/4 Section 19 T06N, R06W, MB&M

Year of First Use: **1908**

Parcel Number:

APN 054-040-079
054-040-080
050-040-078

A. **Water is Used Under:** Riparian claim Pre-1914 right ☒ Other (explain):

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) ☒ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004	←											→	1.6
2005	←											→	1.6
2006	←											→	1.8

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 ACRES acres; Stockwatering 1 Cow/3 Horses Domestic 4 PEOPLE
Other (specify) N/A

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐

Describe any water conservation efforts you have initiated:

LANDSCAPING IS USING ZEPHYRUS PLANT MATERIALS
IN AREAS WHERE POSSIBLE. Drip Irrigation is used
in all of the domestic gardens.

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriate right, please show the amount of water conserved:

Reduction in Diversions: N/A
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use: N/A
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☒

Suppe Chase/Smu
607 9/19/07

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion: N/A
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: N/A

Amount of substitute water supply used:
Year _____ (AF/MG) Year N/A (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO N/A

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X

- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used: N/A

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4/2/07, 20 at GLEN ELEN, California

SIGNATURE: Winfield Smith

PRINTED NAME: WINFIELD SMITH
(first name) (middle initial) (last name)

COMPANY NAME: N/A

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S000062%\$%2003

2001, 2002, 2003

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by August 1, 2004.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: WINFIELD SMITH; DIANE COOKE;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**WINFIELD SMITH
PO BOX 9
GLEN ELLEN, CA 95442**

STATEMENT NO.: S000062
CONTACT PHONE NO.: (707)996-6671

Source Name: ASBURY CREEK
Tributary To: SONOMA CREEK
County: Sonoma
Diversion Within: 1/4 of 1/4 Section 19, T06N, R06W, MB&M

Year of First Use: 1908

Parcel Number:

- A. Water is used under: Riparian claim _____ Pre 1914 right X _____ Other (explain); _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2001	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
2002	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
2003	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 acres; Stockwatering 4 COWS/3 HORSES; Domestic 4 PEOPLE;

Other (specify) _____

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES X NO _____

Describe any water conservation efforts you have initiated:

LANDSCAPING IS ZERISCAPES IN AREAS. DRIp IRRIGATION IS USED IN OLIVE ORCHARD WHERE POSSIBLE IN LANDSCAPE

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr NA (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr NA (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO X

JUN 1 2004

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO X ____
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr NA (af/mg) yr NA (af/mg) yr NA (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES ____ NO ____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X ____
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr NA (af/mg) yr NA (af/mg) yr NA (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ____ NO ____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 05/20, 2004 at COVEN EULEN, California

SIGNATURE: [Signature]

PRINTED NAME: WINFIELD W SMITH
(first name) (middle init.) (last name)

COMPANY NAME: N/A

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

STATE WATER RESOURCES
CONTROL BOARD

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

2001 JUN -7 PM 4:29

DIV. OF WATER RIGHTS
SACRAMENTO

Please Complete and Return This Form by July 1, 2001.

Owner of Record: WINFIELD SMITH; DIANE COOKE;

WINFIELD SMITH
PO BOX 9
GLEN ELLEN, CA 95442

Statement No: S000062

Password: 04190110013953

Phone Number: (707) 996-6671

Year of First Use: 1908

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Source Name: ASBURY CREEK

Tributary To: SONOMA CREEK

County: Sonoma

Parcel Number:

Diversion Within: 1/4 of 1/4 Section 19, T06N, R06W, MB&M

A. Water is used under: Riparian claim _____ Pre 1914 right X Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:				Gallons		Acre-feet		Other						Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec		
1998	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6
1999	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6
2000	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 acres; Stockwatering 5 cows/3 horses Domestic 4 people;

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) n/a

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES X NO _____

Describe any water conservation efforts you have initiated:

The landscaping is utilizing zerophytic plant materials in areas where possible. Drip irrigation is used in domestic gardens.

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved: n/a

Reductions in Diversions:

_____ n/a (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

_____ n/a (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO X

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO x _____
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr n / a (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO x _____
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr n / a (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 3, 2001, 20____ at Olen Ellen, California, California

SIGNATURE: 

PRINTED NAME: Winfield Smith
(first name) (middle init.) (last name)

COMPANY NAME: n / a

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

fib

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

OWNER OF RECORD: WINFIELD SMITH, DIANE COOKE

WINFIELD SMITH
PO BOX 9
GLEN ELLEN, CA 95442

SOURCE: ASBURY CREEK
TRIBUTARY TO: SONOMA CREEK
COUNTY: SONOMA
DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 19, T6N, R6W, MB&M.

STATEMENT NO: S000062



TELEPHONE NUMBER:
(707) 996-6671
YEAR OF FIRST USE: 1908
PARCEL NO:

A. Water is used under: Riparian claim _____; Pre 1914 right X; Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	
1996	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6
1997	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****	1.6

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 2 acres; Stockwatering 7 cows / 4 horses 4 people

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
n/a

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.
n/a

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 13 February, 1998 at Glen Ellen, CA

SIGNATURE: [Signature] California

PRINTED NAME: Winfield Smith
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

PANY NAME: M/A

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

5-62

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000062
OWNER OF RECORD: WINFIELD SMITH

WINFIELD SMITH
P O BOX 9
GLEN ELLEN, CA 95442

Env. ret.
P.O.Box 358

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 APR 17 PM 12:56

SOURCE: ASBURY CREEK
TRIBUTARY TO: SONOMA CREEK
COUNTY: SONOMA
DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 19, T6N, R6W, MDB&M.

TELEPHONE NUMBER:
(707) 996-6671

YEAR OF FIRST USE: 1908
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

- A. Water is used under: Riparian claim _____; Pre 1914 right x _____; Other (explain) _____
- B. Year of first use (Please provide if missing above) _____.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992													1.6
1993													1.6
1994													1.6

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 2 acres; Stockwatering 8 cows/4 horses; Domestic 5 persons
Other (specify) _____

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

n/a

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

n/a

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 10 1995, at Glen Ellen, California

SIGNATURE: 

PRINTED NAME: Winfield Smith
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockpounds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. S000062

DIVERSION SITE:

OWNER'S NAME State of California/Jack London State Historic Park
(FIRST) (MIDDLE) (LAST)

PARCEL NO. 054-050-34

PLACE OF USE:

OWNER'S NAME Winfield Smith
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. 054-040-79

2. PARCEL NO. 054-040-80

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Winfield Smith

NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS Box 9
Glen Ellen, CA 95442
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 996 - 6671

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME Diane Cooke
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 1455 Hill Road
Glen Ellen, CA 95442
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 938- -0994

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814
(916) 322-4503
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 000062

WINFIELD SMITH & DIANE COOKE
BOX 9
GLEN ELLEN, CA 95442

TELEPHONE NUMBER:
(707) 996-6671

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ASBURY CREEK

TRIBUTARY TO: SONOMA CREEK

COUNTY: SONOMA

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 19, T06N, R06W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons
below are: ☒ Acre-feet
☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990													1.6 [±]
1991													1.6 [±]
1992													1.6 [±]

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 ACRES

Stockwatering 8 HEAD CATTLE / 4 HORSES

Domestic 2 HOUSEHOLDS, TOTAL OF 5 PERSONS

Other (specify) _____

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGES

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 4/6/93

, 19

, at

GLEN ELLEN

California

Signature: Winfield Smith

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

(916) 324-5676
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES
CONTROL BOARD

JAN 10 PM 1:49

DIV. OF WATER RIGHTS
STATEMENT NO: 000062
SACRAMENTO

DIVERTER OF RECORD:

~~STATE OF MIRIAM M. SMITH~~
~~WINFIELD SMITH EXECUTOR~~
~~908 BOX 585~~
~~GLEN ELLEN, CA 95442~~

WINFIELD SMITH
DIANE COOKE
Box 9
Glen Ellen, CA 95442

TELEPHONE NUMBER:
(707) 996-~~XXXX~~
6671 ✓

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ASBURY CREEK

TRIBUTARY TO: SONOMA CREEK

COUNTY: SONOMA

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 19, T06N, R06W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☒ Acre-feet ☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1987	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	1.6
1988	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	"
1989	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx	"

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 acres

Stockwatering 10 Head Cattle

Domestic 2 households total of 6 people

Other (specify) _____

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

no change

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

n/a

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 1/7/90, 19 ____ at Glen Ellen, Sonoma County, California

Signature

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

S-62

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Ernest A. Smith
Address 1455 Hill Road Glen Ellen, California 9442

B. Name of body of water at point of diversion Asbury Creek
Tributary to Sonoma Creek

C. Place of diversion 1/4 Section 19, Township 1, Range 6 W, Diablo & M,
Sonoma County, or locate it on sketch of section grid on reverse side with regard to section lines or
prominent local landmarks.

D. Name of works Personal- originally for Jack London Wolf house

E. Capacity of diversion works Don't know- slow stream from one inch cubic feet per second
Capacity of storage reservoir 9000 gal. gallons per minute
State quantity of water used each month in gallons or acre-feet gallons
acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	<u>Regular use for barn, and three dwellings (caretaker, cabin, and house</u>												

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as
acres of each crop irrigated, average number of persons served, number of stock watered, etc. all year
No irrigation, average six head of cattle; 10 persons (average)

Maximum annual water use in recent years _____ gallons
Minimum annual water use in recent years _____ acre-feet
Type of diversion facility: gravity ☒ , pump _____ gallons
Method of measurement: weir _____ , flume _____ , electric power meter _____ , water meter _____ , estimate ☒ acre-feet

F. Purpose of use (what water is being used for) watering stock in summer; domestic, plus
garden

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) Water box half-
way up Mt. Sonoma, at spring in Asbury Creek (dry in summer); storage
tank 200 yards west Jack London State Park; easement through State
Park to my home and to barn, cabin and caretaker's house.

H. Year of first use as nearly as known 1908, developed by Jack London

I. Name of person filing statement Ernest A. Smith
Position _____ Organization _____
Address 1455 Hill Road, Glen Ellen, California 9442

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed November 30 1966

Signature Ernest A. Smith

See Instructions on Reverse Side